

BILL NO. Z-68-01-15

ZONING MAP ORDINANCE NO. Z-_____

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. F-12.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the area described as follows is hereby
designated a B-4 District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836; and the symbols on the
City of Fort Wayne Zoning Map No. F-12 referred to therein,
established by Section 9, Article III of said Chapter as amended,
are hereby changed accordingly, to-wit:

That part of the North^{EAST}~~west~~ Quarter (1/4) of
the Northwest Quarter (1/4) of Section 29,
Township 30 North, Range 13 East lying West
of the Trier Ditch, and also

That part of the Northwest Quarter (1/4) of
the Northeast Quarter (1/4) of Section 29,
Township 30 North, Range 13 East lying West
of said Trier Ditch, all in Allen County,

except that part of said above described real
property which is included in the Casselwood
Shopping Center located at the Southeast corner
of the Paulding and Hessen Cassel Roads.

SECTION 2. This Ordinance shall be in full force and
effect from and after its passage, approval by the Mayor, and
legal publication thereof.

APPROVED AS TO FORM
AND LEGALITY

CITY ATTORNEY

John A. Henry

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 13, 1968, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-68-02-15; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 18, 1968; and,

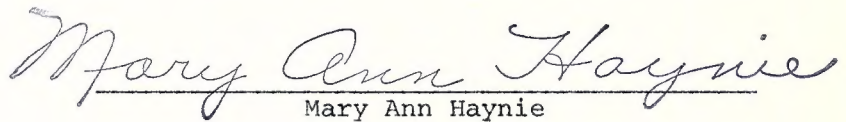
WHEREAS, a letter requesting withdrawal of the proposed ordinance has been filed with the Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held May 27, 1968.

Certified and signed this
17th day of December 1968.



Mary Ann Haynie
Secretary

\$ 25⁰⁰

Jan 5 1968 No.

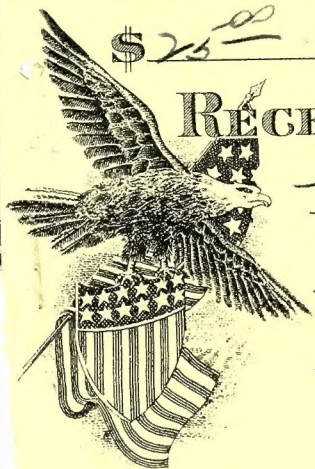
RECEIVED OF

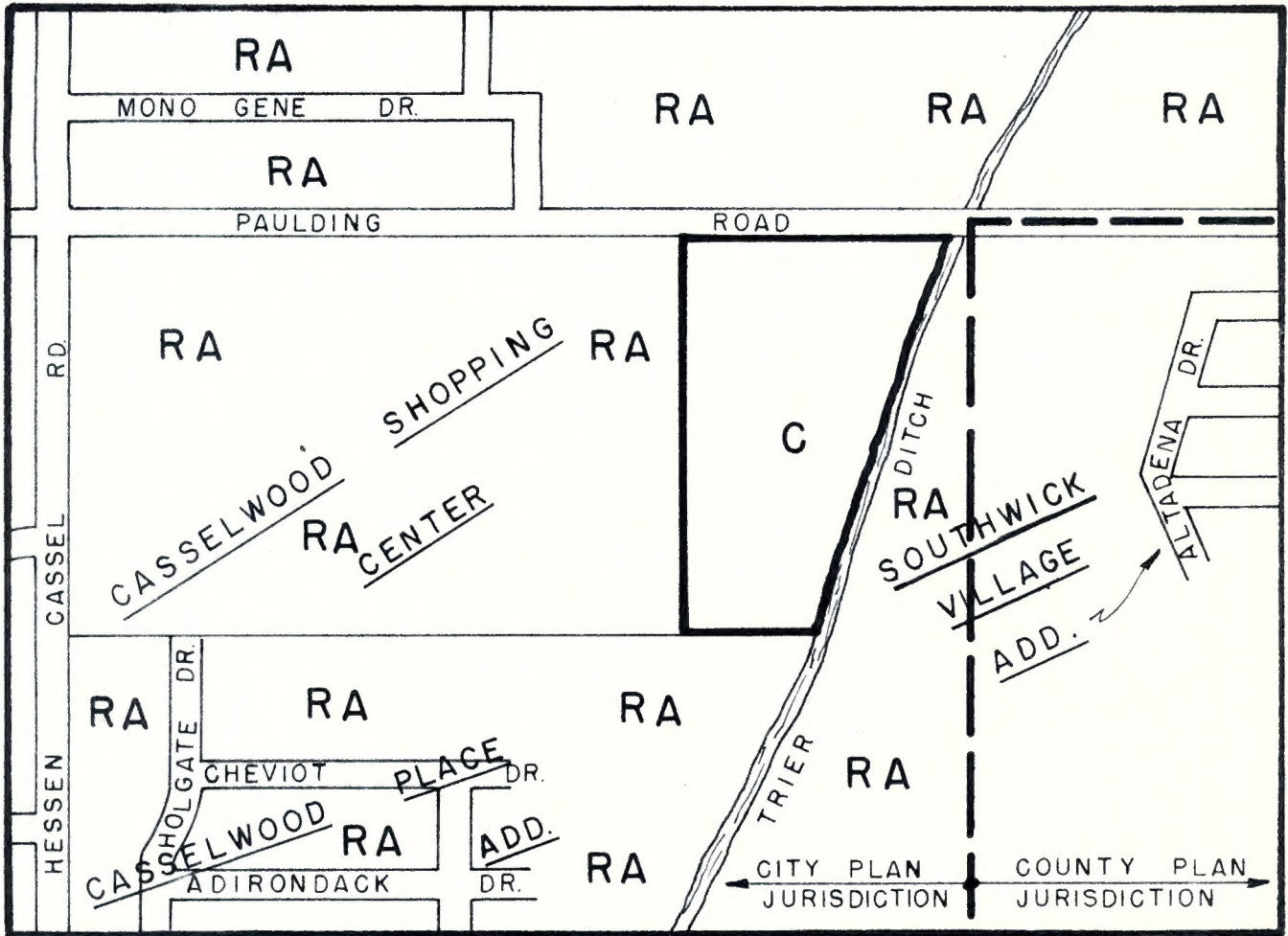
Gasselwood
Hoebel Development Inc Corp

Twenty-Five and 00/100 DOLLARS

Zoning Petition

By T. H. Mc Kathrie





C - CHANGE FROM RA TO B4

Z-68-02-15


LAW OFFICES OF
GILES J. PIERRE
307 STANDARD BUILDING
FORT WAYNE, INDIANA

March 25, 1968

Mr. David Heaton
1224 Anthony Wayne Bank Bldg.
Fort Wayne, Indiana

Dear Dave:

In re: Arnold Palmer Driving
Range, East of Hessen
Cassel Shopping Center

You are familiar with Article VI, Section 31
of the Zoning Ordinance reading as follows:

"Whenever the provisions of any statute or
of any other chapter of this Code or of any
other ordinance of this city, or any restric-
tion or limitation established by plat or
deed or otherwise running with the land, is
more restrictive or imposes higher standards
than are required by this chapter, the pro-
visions of such statute, chapter, ordinance,
plat, deed, restriction or limitation shall
govern. (Ord.2937 - 31)

We propose, if the Commission so desires,
to transfer the property sought to be rezoned and
impress the land sought to be rezoned to a B-4
classification by the following restrictive covenant:

" This land shall not be used for any other purpose
than an Arnold Palmer Driving Range and Putting Course
except upon approval by the Plan Commission of the City
of Fort Wayne. "

Very truly yours,


GILES J. PIERRE

P/f

PETITION TO RE-ZONE

The undersigned, CASSELWOOD DEVELOPMENT CORP., an Indiana corporation, with its principal place of business at Fort Wayne, Allen County, Indiana, being the owner of more than fifty-one (51) percent of the real estate hereinafter described, does hereby respectfully petition the Common Council to enact an ordinance to reclassify from a "R-A" district to a "B-4" district, the real estate described as follows, to-wit:

That part of the Northwest ^{EAST} Quarter (1/4) of the Northwest Quarter (1/4) of Section 29, Township 30 North, Range 13 East lying West of the Trier Ditch, and also

That part of the Northwest Quarter (1/4) of the Northeast Quarter (1/4) of Section 29, Township 30 North, Range 13 East lying West of said Trier Ditch,

except that part of said above described real property which is included in the Casselwood Shopping Center located at the Southeast corner of the Paulding and Hessen Cassel Roads.

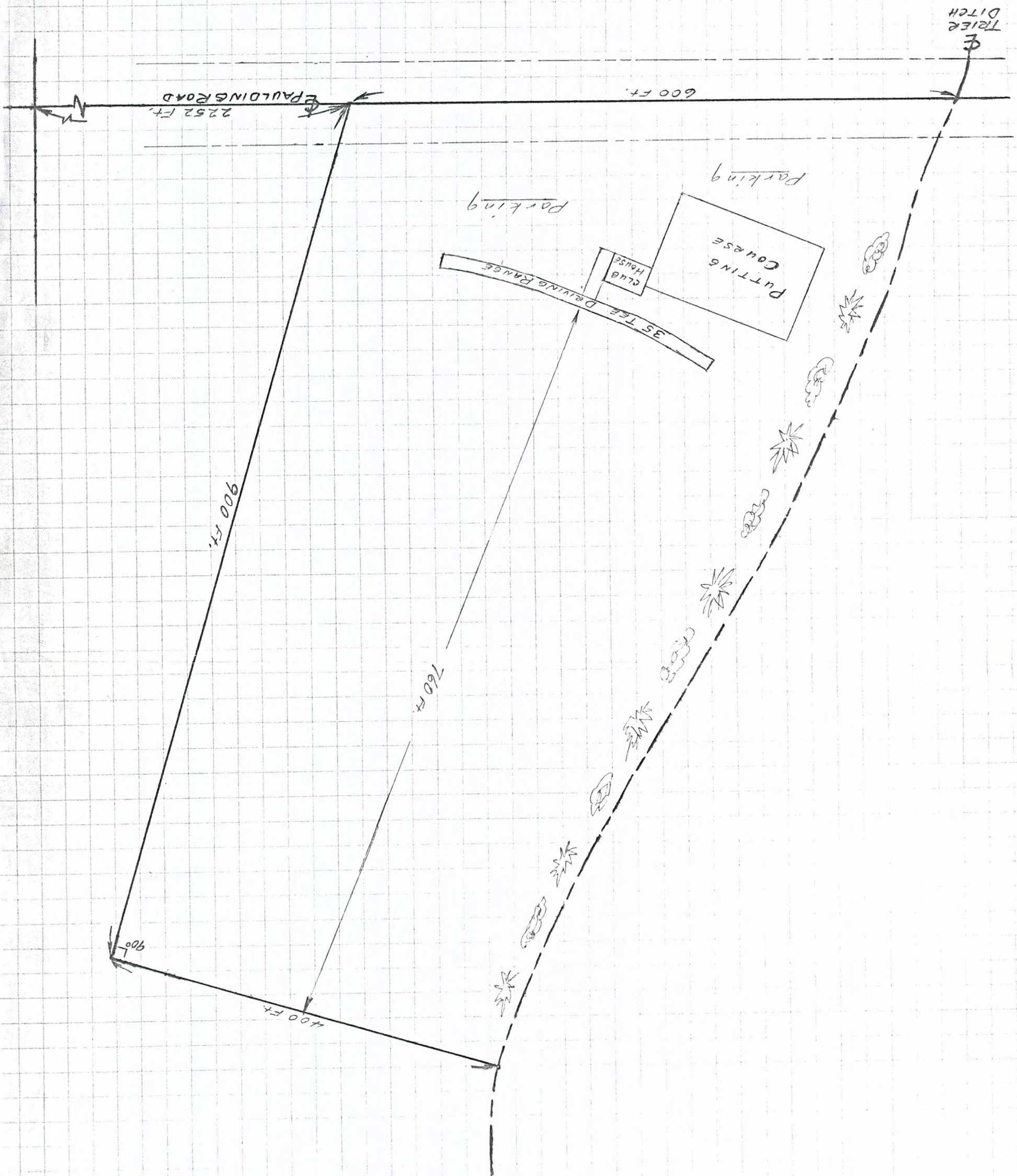
WHEREFORE, your petitioner respectfully requests the Council to change the zoning of the above described real estate to a "B-4" district.

CASSELWOOD DEVELOPMENT CORP.

By: Henry J. Hoevel
Henry J. Hoevel, President

Attest:

Giles J. Pierre
Giles J. Pierre, Secretary



H. J. Hoevel Inc.,

Builder and Developer

Hoevel Development Corp.

Specialized Land Development

Custom-Built-Homes

Phone: 744-0638

2812 Hoevelwood Dr.

Fort Wayne, Indiana 46806

Common Council
City of Fort Wayne
City Hall
Fort Wayne, Indiana

Gentlemen:

In view of developments since it's proposal, I hereby request that Zoning Ordinance No. Z-68-02-15 be withdrawn.

Yours truly,

CASSELWOOD DEVELOPMENT CORP.



H. J. Hoevel, Pres.

HJH:ref

Bill No. Z-68-02-15

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

amending the City of Fort Wayne Zoning Map No. F-12.

have had said Ordinance under consideration and beg leave to report back to the Common

Council that said Ordinance PASS.

Be withdrawn

PHIL A. STEIGERWALD, Chairman

Phil A. Steigerwald

CELIA ANN FAY, Vice-Chairman

Celia Ann Fay

THOMAS G. ADAMS

Thomas G. Adams

JOHN H. ROBINSON

John H. Robinson

EDWIN J. ROUSSEAU

CONCURRED IN

DATE 12-17-68 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Steigerwald seconded by
Rousseau and duly adopted, read the second time by title and referred
to the (Committee on) Regulations (and to the City Planning
Commission for recommendation) (and Public Hearing to be held after due legal notice,
~~at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~
~~the~~ day of _____ 196 ____, at _____ o'clock
P.M., E.S.T.

Date: 2-13-68

Frank G. Bonahoom
City Clerk

Read the third time in full and on motion by _____
seconded by _____ and duly adopted, placed on its passage.
Passed (LOST) by the following vote:

AYES	_____,	NAYS	_____,	ABSTAINED	_____,	ABSENT	_____,	to-wit:
Adams	_____	_____	_____	_____	_____	_____	_____	
Dunifon	_____	_____	_____	_____	_____	_____	_____	
Fay	_____	_____	_____	_____	_____	_____	_____	
Geake	_____	_____	_____	_____	_____	_____	_____	
Nuckols	_____	_____	_____	_____	_____	_____	_____	
Robinson	_____	_____	_____	_____	_____	_____	_____	
Rousseau	_____	_____	_____	_____	_____	_____	_____	
Steigerwald	_____	_____	_____	_____	_____	_____	_____	
Tipton	_____	_____	_____	_____	_____	_____	_____	

Date _____

City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(Zoning Map) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. _____
on the _____ day of _____, 196 ____.

ATTEST: (SEAL)

City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day
of _____, 196 ____ at the hour of _____ o'clock ____ M., E.S.T.

City Clerk

Approved and signed by me this _____ day of _____, 196 ____
at the hour of _____ o'clock ____ M., E.S.T.

Mayor